



COLORADO DEPARTMENT OF HEALTH CARE POLICY & FINANCING

1570 Grant Street, Denver, CO 80203-1818 • (303) 866-2993 • (303) 866-4411 Fax • (303) 866-3883 TTY
Bill Ritter, Jr., Governor • Joan Henneberry, Executive Director

May 2, 2010

Brian Downey
U.S. Senate Committee on Finance
Washington, DC 20501-6200

Dear Mr. Downey:

Please find attached the Department of Health Care Policy and Financing's response to the April 21, 2010 letter sent by Mr. Charles E. Grassley requesting the top Medicaid prescribers of specified drugs for the years 2008 and 2009.

If you have any questions or concerns, please contact Laurie Simon at (303) 866-2590 or laurie.simon@state.co.us.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Sandeep Wadhwa'.

Sandeep Wadhwa, MD
Medicaid Director, Medical and Child Health Plan *Plus* Administration

SW:las

cc: John Barry, Deputy Medicaid Director
Laurie Simon, HCPF Audit Coordinator

ABILIFY 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1093800559	208	\$ 170,738.83
1982602801	195	\$ 220,888.04
1275540791	137	\$ 71,450.08
1326068529	128	\$ 70,985.50
1427066513	123	\$ 118,829.31
1609929314	119	\$ 53,854.31
1952480881	107	\$ 71,433.51
1265593610	99	\$ 70,775.46
1710048103	98	\$ 51,108.26
1780721514	94	\$ 58,486.35

ABILIFY 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1982602801	348	\$ 356,585.04
1427066513	277	\$ 217,694.09
1093800559	249	\$ 246,109.05
1952480881	220	\$ 159,844.22
1992755466	205	\$ 118,093.19
1669551388	177	\$ 117,873.69
1275540791	176	\$ 107,928.43
1649348210	175	\$ 117,588.93
1659372852	168	\$ 132,599.54
1497865752	155	\$ 174,735.83

GEODON 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1710048103	96	\$ 45,154.55
1093800559	91	\$ 63,523.70
1619968807	67	\$ 30,866.51
1295896728	64	\$ 24,153.09
1447247358	58	\$ 33,173.73
1609929314	55	\$ 16,078.54
1063423283	47	\$ 32,764.10
1619032182	44	\$ 43,508.52
1992755466	43	\$ 22,999.47
1689717746	42	\$ 15,590.20

GEODON 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1710048103	113	\$ 56,075.95
1619968807	102	\$ 61,568.70
1093800559	98	\$ 93,271.32
1982602801	91	\$ 75,590.70
1447247358	88	\$ 46,606.97
1063423283	85	\$ 69,713.39
1760504005	73	\$ 49,183.26
1265573265	62	\$ 36,350.83
1689717746	61	\$ 38,224.07
1134280662	60	\$ 82,784.02

OXYCONTIN 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1710936968	254	\$ 69,133.02
1255312625	235	\$ 63,357.06
1750400933	192	\$ 63,287.10
1932139656	114	\$ 24,498.88
1689770240	110	\$ 32,720.09
1063554426	109	\$ 29,359.93
1467435347	88	\$ 30,181.62
1306846381	86	\$ 27,453.25
1346242872	83	\$ 26,549.35
1528068228	79	\$ 27,440.28

OXYCONTIN 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1306846381	547	\$ 199,064.70
1063554426	390	\$ 122,448.46
1750400933	322	\$ 121,916.27
1255312625	255	\$ 82,855.66
1689770240	225	\$ 81,654.07
1932139656	169	\$ 29,078.30
1528068228	156	\$ 54,234.29
1467435347	129	\$ 52,896.82
1346242872	112	\$ 47,461.88
1194706267	111	\$ 34,791.91

RISPERDAL 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1538213897	210	\$ 48,382.65
1700938990	200	\$ 92,484.84
1497865752	172	\$ 60,669.86
1982602801	161	\$ 51,923.29
1669551388	149	\$ 28,518.60
1568496941	144	\$ 43,062.33
1275540791	144	\$ 28,549.97
1902936768	135	\$ 36,866.98
1689717746	133	\$ 41,989.85
1184703662	99	\$ 69,857.61

RISPERDAL 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1982602801	371	\$ 62,090.64
1538213897	361	\$ 54,624.11
1497865752	293	\$ 75,594.31
1700938990	282	\$ 108,938.86
1568496941	254	\$ 53,991.39
1508943150	229	\$ 25,727.69
1275540791	192	\$ 31,711.48
1669551388	191	\$ 18,679.70
1689717746	189	\$ 38,916.36
1659372852	189	\$ 31,447.99

ROXICODONE 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1194706267	229	\$ 23,041.85
1710936968	146	\$ 21,495.62
1467435347	146	\$ 16,664.00
1629168307	99	\$ 1,273.66
1255312625	86	\$ 9,347.24
1689770240	81	\$ 11,410.88
1750400933	80	\$ 5,433.45
1407839301	62	\$ 5,074.18
1932139656	61	\$ 4,904.33
1760447767	58	\$ 3,570.57

ROXICODONE 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1306846381	331	\$ 44,676.48
1194706267	307	\$ 26,065.30
1467435347	239	\$ 28,368.68
1689770240	192	\$ 26,977.20
1063554426	191	\$ 24,417.32
1750400933	177	\$ 14,221.47
1699784181	163	\$ 16,706.71
1407839301	151	\$ 14,156.14
1154379840	140	\$ 10,293.18
1760447767	108	\$ 6,438.02

SEROQUEL 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1093800559	188	\$ 116,530.17
1275540791	158	\$ 52,993.65
1609929314	143	\$ 34,447.59
1003812801	125	\$ 49,354.90
1982602801	123	\$ 67,706.23
1063423283	119	\$ 75,214.14
1619968807	111	\$ 60,196.87
1760504005	103	\$ 28,053.40
1386731420	97	\$ 53,473.56
1295891018	91	\$ 53,385.15

SEROQUEL 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1982602801	312	\$ 151,514.55
1093800559	291	\$ 191,042.65
1659372852	243	\$ 78,927.77
1700938990	201	\$ 140,106.39
1427066513	198	\$ 121,355.33
1275540791	194	\$ 83,854.42
1992755466	186	\$ 93,083.52
1063423283	177	\$ 139,898.20
1760504005	174	\$ 70,983.87
1619968807	166	\$ 99,803.29

XANAX 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1760447767	220	\$ 6,154.71
1811901416	150	\$ 2,441.38
1679562763	148	\$ 1,285.63
1003088725	91	\$ 4,629.29
1871511774	85	\$ 2,280.01
1699743724	85	\$ 788.74
1275538092	83	\$ 1,312.33
1265593834	75	\$ 928.43
1750400933	69	\$ 1,134.92
1194706267	57	\$ 1,185.42

XANAX 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1760447767	363	\$ 11,606.46
1811901416	244	\$ 4,410.18
1679562763	156	\$ 1,451.26
1346209384	142	\$ 3,216.16
1275538092	141	\$ 8,688.67
1831176924	133	\$ 1,298.95
1750400933	126	\$ 2,195.08
1336202712	118	\$ 1,033.08
1871511774	116	\$ 3,362.99
1306894118	111	\$ 1,450.93

ZYPREXA 2008		
Prescriber Identifier	Total Prescriptions	Paid Amount
1619968807	83	\$ 63,229.37
1093800559	73	\$ 69,800.88
1003923194	62	\$ 115,861.81
1134280662	60	\$ 121,915.18
1538169859	47	\$ 38,627.78
1144317785	45	\$ 47,197.16
1588616163	44	\$ 69,449.83
1316057227	43	\$ 34,909.98
1619032182	42	\$ 33,807.71
1124189584	41	\$ 48,050.73

ZYPREXA 2009		
Prescriber Identifier	Total Prescriptions	Paid Amount
1619968807	113	\$ 101,743.78
1093800559	106	\$ 117,695.55
1134280662	82	\$ 206,256.56
1003923194	72	\$ 213,875.29
1467524983	72	\$ 55,141.55
1700938990	70	\$ 72,871.45
1619032182	67	\$ 85,067.31
1063423283	65	\$ 56,165.57
1356303317	55	\$ 61,694.50
1164583324	54	\$ 87,695.41

Data is based on fee-for-service claims only.

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United States Senate

COMMITTEE ON THE JUDICIARY

WASHINGTON, DC 20510-6275

BRUCE A. COHEN, *Chief Counsel and Staff Director*
KOLAN L. DAVIS, *Republican Chief Counsel and Staff Director*

January 23, 2012

VIA ELECTRONIC TRANSMISSION

John Barry
Deputy Medicaid Director
Colorado Department of Health Care Policy & Financing
1570 Grant Street
Denver, CO 80203-1818

Dear Deputy Director Barry:

On May 2, 2010, your office provided my staff with data regarding the top ten prescribers of several pain management and mental health drugs in your state. These types of drugs have addictive properties, and the potential for fraud and abuse by prescribers and patients is extremely high. Mental health drugs continue to be prescribed at astounding rates and pain management clinics are turning into a hotbed for black market painkillers. When these drugs are prescribed to Medicaid patients, it is the American people who pay the price for over-prescription, abuse, and fraud.

After an extensive review of prescribing habits of the serial prescribers of pain and mental health drugs in your state, I have concerns about the oversight and enforcement of Medicaid abuse in your state. While I am sensitive to concerns about the potential for misinterpretation of the data you provided, the numbers themselves are quite shocking.

For example, the top prescriber of OxyContin wrote 547 prescriptions for the drug in 2009—more than five times the amount of the tenth provider on the list. This doctor also leads in prescription of Roxicodone with more than triple the tenth

prescriber on the list. These outliers are consistent with several of the antipsychotic drugs as well—with the top prescribers writing double or triple the number of prescriptions as the other prescribers on the list.

It is my intention to ensure that each of the states is adequately monitoring, investigating, and stopping fraud and over-prescription of these types of drugs. Therefore, please provide answers to the following questions:

1. What action, if any, has your agency taken with respect to the prescribers identified to the Committee?
2. If there has been no action taken with respect to these prescribers, please explain why not.
3. Please identify which of the providers identified to the Committee remain eligible to bill the Medicaid Program.
4. Please provide the 2010 and 2011 numbers for the top prescribers of these same drugs.
5. Has each of these prescribers been cross-checked for complaints or misconduct with the state medical board or the National Practitioner Data Bank? If not, do you plan to do so?
6. Have any of the prescribers identified to this Committee been referred to your state medical board?
7. Is there any system set up in your state to identify and monitor excessive prescription writing? If not, why not?
8. Have you received any training or guidance from the Centers for Medicare and Medicaid Studies to help identify potential issues with prescription drugs?
9. Does your state maintain a database of all prescribed controlled-substances? If so, what entities have access to it?
10. Does your state have any point-of-sale restrictions related to maximum units, prior authorization, therapeutic duplication, or early refill? If not, why not?
11. Were any of these top ten prescribers identified in the federal-mandated Drug Utilization Review or CMS-base retrospective reviews?
12. Does your state have any programs in place to educate providers about the prescription of antipsychotics to children and adolescents?

Thank you in advance for your cooperation and attention in this matter. When responding to this letter, please number your answers in accordance with my questions. I would appreciate a response by February 13, 2012. If you have any questions, please do not hesitate to contact Erika Smith of my staff at (202) 224-5225.

Sincerely,

A handwritten signature in blue ink that reads "Chuck Grassley". The signature is written in a cursive, flowing style.

Charles E. Grassley
Ranking Member
Committee on the Judiciary



COLORADO DEPARTMENT OF HEALTH CARE POLICY & FINANCING

1570 Grant Street, Denver, CO 80203-1818 • (303) 866-2993 • (303) 866-4411 Fax

John W. Hickenlooper, Governor • Susan E. Birch MBA, BSN, RN, Executive Director

February 21, 2012

Erika Smith
U.S. Senate Committee on the Judiciary
Washington, DC 20510-6275

Ms. Smith:

Please find attached the Department of Health Care Policy and Financing's response to the January 23, 2012 letter sent by Mr. Charles E. Grassley requesting response to his 12 questions.

If you have any questions or concerns, please contact Jim Leonard at (303) 866-3502 or jim.leonard@state.co.us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Susan E. Birch', written over a faint circular watermark.

Susan E. Birch, MBA, BSN, RN
Executive Director

SB:jdj

Enclosures

cc: Judy Zerzan, Medical Director, Office Deputy Director
Jim Leonard, Pharmacy Section

1. What action, if any, has your agency taken with respect to the prescribers identified to the Committee?

The Department has reviewed the top prescribers and cross checked them for specialties. Through prior authorization requirements, provider contact has increased allowing for the suggestion of alternative therapies and enhanced safety through increased monitoring. In addition, we are working with our Retro DUR Vendor to create a provider targeted education program.

2. If there has been no action taken with respect to these prescribers, please explain why not.

The Department's approach has been to increase interaction with prescribers, and to require appropriate justification and monitoring when drug therapy is medically necessary. We hope to further these efforts with targeted education.

3. Please identify which of the providers identified to the Committee remain eligible to bill the Medicaid Program.

The following providers are no longer enrolled in the Medicaid Program: 1265593834, 1679562763 and 1154379840. The other providers have maintained their enrollment status.

4. Please provide the 2010 and 2011 numbers for the top prescribers of these same drugs.

The top prescribers for 2010 and 2011 can be found at the end of this document.

5. Has each of these prescribers been cross-checked for complaints or misconduct with the state medical board or the National Practitioner Data Bank? If not, do you plan to do so?

On an individual basis, outlier prescribers which have been identified through subsequent analysis are cross-checked with the state medical board information. The top prescribers in question 4 will undergo such screening in the near future. Assuming that access to the National Practitioner Data Bank is granted to our Department, a query will be submitted cross-checking that resource as well.

6. Have any of the prescribers identified to this Committee been referred to your state medical board?

At this time, no practitioners have been referred by our program to the state medical board.

7. Is there any system set up in your state to identify and monitor excessive prescription writing? If not, why not?

The Department uses the Enterprise Fraud and Abuse Detection System (EFADS) to examine provider prescription writing and identify outliers.

8. Have you received any training or guidance from the Centers for Medicare and Medicaid Studies to help identify potential issues with prescription drugs?

Guidance has not been provided to Department Pharmacy staff to help identify potential issues.

9. Does your state maintain a database of all prescribed controlled-substances? If so, what entities have access to it?

The State Board of Pharmacy has created a Prescription Drug Monitoring Program (PDMP). Since its implementation, the PDMP only grants authorization to prescribers and pharmacy providers. Our requests for access have been denied.

10. Does your state have any point-of-sale restrictions related to maximum units, prior authorization, therapeutic duplication, or early refill? If not, why not?

The Colorado Medicaid program has created pharmacy edits under the stated categories for individual drugs and drug classes. For example, long-acting narcotic agents are limited to their FDA approved max units per day. In addition, the system requires that 85% of the previously reimbursed supply has been exhausted before allowing additional fills on all controlled substances. The system also requires that 75% of the previously reimbursed supply has been exhausted before allowing additional fills for all non-controlled prescriptions. Prior authorization edits are in place for maximum units in both the long-acting opioid class and the atypical antipsychotics class.

11. Were any of these top ten prescribers identified in the federal-mandated Drug Utilization Review or CMS-base retrospective reviews?

Our reviews for Drug Utilization Review often have an expanded scope compared to the current analysis. That being said, some prescribers from this analysis do show up in our retrospective utilization reports.

12. Does your state have any programs in place to educate providers about the prescription of antipsychotics to children and adolescents?

The program currently has an algorithm for providers, which aids providers in the process of prescribing antipsychotics by outlining the positive and negative aspects of each. For prescribers wishing to initiate therapy with an atypical antipsychotic in a child less than five years of age, there is a manual review process in place. The Department sends out an educational letter requesting supporting information in the areas of: other therapies tried; failed or contraindicated medications; family history considerations; indication for therapy; target symptoms and level of aggression or impairment. The prior authorization review encourages evidence-based decision making, follow-up monitoring and discontinuation planning as part of the Prior Authorization process. The Department is currently working with a group of stakeholders to address issues among prescribers seeing Foster Care children. Our DUR team at the University of Colorado School of Pharmacy is helping to identify outlier prescribers. In addition, they are examining over and under utilization of antipsychotics, and the team is looking for ways to offer educational opportunities to P&T Committee Members and Medicaid Prescribers and Pharmacists. Currently, the DUR Newsletter and provider mailings are our key communications that provide provider education.

Top Prescribers for 2010 and 2011

Abilify, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1093800559	255	\$243,742.73
1568570026	246	\$205,118.44
1649348210	216	\$154,229.31
1952480881	205	\$132,262.43
1982602801	205	\$280,273.49
1659372852	194	\$143,408.66
1508945031	143	\$107,530.60
1619032182	140	\$114,234.47
1609869528	128	\$146,141.78
1568496941	126	\$107,029.73

Abilify, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1720092802	299	\$230,551.80
1093800559	265	\$321,730.49
1568429140	216	\$183,690.54
1649348210	202	\$152,445.78
1659372852	192	\$127,058.19
1689717746	190	\$130,581.81
1508945031	178	\$162,568.14
1982602801	175	\$228,541.80
1033309927	169	\$158,740.14
1609869528	167	\$185,659.29

Geodon, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1447247358	120	\$74,522.38
1619968807	114	\$67,350.19
1790010395	66	\$51,166.64
1093800559	65	\$78,186.08
1023108362	63	\$31,334.85
1063423283	55	\$52,241.12
1982602801	54	\$54,309.64
1043326333	52	\$49,762.97
1962585562	52	\$53,237.25
1568570026	50	\$40,200.38

Geodon, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1447247358	128	\$78,326.41
1033309927	95	\$85,141.95
1619968807	91	\$60,782.67
1265478630	76	\$58,875.86
1720092802	70	\$41,443.05
1023108362	69	\$45,443.67
1669495404	59	\$81,353.68
1043326333	57	\$44,739.88
1568541993	56	\$33,653.07
1982602801	54	\$46,975.26

OxyContin, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1063554426	462	\$177,382.50
1306846381	450	\$178,930.58
1255312625	250	\$93,957.79
1528068228	230	\$101,231.64
1689770240	201	\$76,105.06
1467435347	184	\$82,073.63
1295973832	151	\$51,543.54
1932139656	132	\$23,593.07
1346242872	119	\$59,112.26
1407839301	111	\$48,367.05

OxyContin, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1306846381	440	\$219,664.42
1528068228	414	\$206,564.34
1063554426	340	\$159,529.77
1295973832	255	\$92,891.39
1467435347	179	\$98,762.89
1255312625	159	\$75,215.15
1689770240	140	\$79,874.43
1851389209	107	\$46,209.92
1932305893	92	\$24,605.34
1932139656	91	\$22,028.84

Risperidone, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1568496941	328	\$41,312.26
1659372852	270	\$22,523.70
1336352418	243	\$39,346.54
1982602801	217	\$24,282.47
1467524983	210	\$20,741.33
1568570026	210	\$14,317.57
1700938990	196	\$42,738.11
1952480881	193	\$29,716.99
1649348210	152	\$9,469.05
1114139615	134	\$7,467.09

Risperidone, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1336352418	333	\$54,374.43
1144263179	321	\$29,325.75
1659372852	239	\$15,383.59
1467524983	209	\$15,434.86
1720092802	204	\$9,416.67
1619968807	201	\$11,431.65
1689717746	196	\$10,453.37
1649348210	171	\$5,990.75
1447247358	168	\$9,800.83
1114139615	161	\$7,316.63

Roxicodone, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1306846381	663	\$93,216.73
1063554426	584	\$86,372.95
1528068228	513	\$74,184.31
1003892746	326	\$38,300.07
1467435347	299	\$37,748.21
1760447767	295	\$14,146.06
1295973832	269	\$33,412.30
1689770240	243	\$33,526.18
1871588574	238	\$15,717.29
1699784181	206	\$34,573.88

Roxicodone, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1306846381	1,078	\$170,822.09
1528068228	1,026	\$178,915.98
1063554426	601	\$99,162.62
1760447767	468	\$23,023.93
1295973832	442	\$53,512.50
1467435347	431	\$62,364.34
1003892746	366	\$64,431.97
1871588574	323	\$28,660.25
1699784181	305	\$49,249.22
1689770240	268	\$38,550.85

Seroquel, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1093800559	297	\$261,604.81
1568496941	195	\$111,205.43
1649348210	195	\$97,474.65
1790010395	182	\$72,860.71
1982602801	181	\$145,788.66
1568429140	170	\$87,839.89
1659372852	166	\$64,382.16
1336352418	164	\$110,191.42
1568570026	159	\$117,741.65
1033309927	147	\$91,968.14

Seroquel, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1093800559	347	\$372,201.69
1689780124	296	\$44,193.06
1144263179	222	\$169,461.01
1720092802	218	\$105,867.37
1336352418	205	\$174,411.79
1033309927	202	\$166,000.41
1568429140	184	\$125,101.74
1649348210	181	\$69,923.55
1447247358	167	\$98,108.97
1659372852	158	\$62,136.50

Xanax, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1760447767	457	\$11,024.64
1346209384	217	\$2,799.08
1811901416	185	\$3,292.29
1275538092	172	\$16,261.22
1831210434	146	\$1,673.93
1336202712	143	\$1,258.30
1932336914	140	\$1,195.34
1134290349	134	\$5,288.14
1245261064	124	\$1,195.25
1700835220	114	\$1,887.96

Xanax, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1760447767	475	\$10,534.25
1831176924	378	\$4,141.16
1629085105	288	\$2,871.77
1346209384	192	\$2,619.80
1831210434	189	\$2,532.63
1275538092	187	\$15,557.78
1811901416	137	\$2,136.12
1942280573	135	\$2,344.33
1700835220	130	\$1,914.89
1871511774	126	\$2,943.94

Zyprexa, 2010		
Prescriber Identifier	Total Prescriptions	Paid Amount
1619968807	173	\$165,177.31
1043326333	149	\$241,466.18
1093800559	113	\$135,348.70
1932283298	93	\$116,830.22
1467524983	82	\$63,395.49
1003923194	80	\$200,863.27
1568429140	74	\$53,642.96
1619032182	73	\$98,865.34
1033309927	61	\$67,734.64
1033234471	59	\$68,963.14
1790010395	59	\$50,798.40

Zyprexa, 2011		
Prescriber Identifier	Total Prescriptions	Paid Amount
1619968807	203	\$217,727.41
1043326333	166	\$289,992.52
1093800559	102	\$143,415.94
1467524983	91	\$121,786.64
1932283298	89	\$138,771.37
1033309927	84	\$116,369.41
1164583324	76	\$142,271.00
1851314603	75	\$79,506.30
1003923194	72	\$185,175.80
1568429140	72	\$79,547.39
1568541993	67	\$59,842.74